IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRI. APPLICATION NO. 4137 OF 2004

Shri Jotiram Shridhar Patil & Ors. ..Applicants.

V/s.

The State of Maharashtra .. Respondent.

Shri Ujwal R. Agandsurve for Applicants.
Shri D.R. More, APP for Respondent- State.

CORAM : A.M.KHANWILKAR, J.
DATED : 06.10.2004

PC :-

. Heard the learned counsel for the parties. Perused the record.

. After hearing the learned counsel for quite some time, the Application on behalf of Applicant No.1 is not pressed. The same is, therefore, dismissed as withdrawn unconditionally.

. In so far as Applicants Nos. 2 and 3 are concerned, they are father-in-law and mother-in-law of the deceased. There is usual allegation of ill-treatement meted out by these Applicants as well. However, having regard to their advance age, they deserve to be enlarged on bail, in the interest of

justice. Investigation is complete and chargesheet has also been filed. They are in custody since 29th of April, 2004. In view of the above circumstances, the Applicants Nos. 2 and 3 deserve to be released on bail on certain conditions, as under :-

Applicants Nos. 2 and 3 are enlarged on bail in connection with C.R.No.53/2004, registered with Kurduwadi Police Station, on executing personal bond in the sum of Rs. 10,000/- each with two local sureties in the like amount, respectively.

The Applicants shall not influence the prosecution witness or tamper with the prosecution evidence in any manner whatsoever.

The Applicants shall extend full co-operation for early disposal of the trial. If the trial court is of the opinion that the applicants are responsible for delay in the conclusion of the trial, that can be a ground for cancellation of bail. Such opinion may be recorded by the trial court in the Rozanama.

. Order accordingly.

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